



DEAN D. EFSTATHIOU, Acting Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE: **PD-6**

August 5, 2008

The Honorable Board of Supervisors
County of Los Angeles
380 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESCIND REQUEST FOR JURISDICTION
FOR 25TH STREET EAST BRIDGE OVER
SOUTHERN PACIFIC TRANSPORTATION COMPANY RAILROAD
CITY OF PALMDALE
(SUPERVISORIAL DISTRICT 5)
(4 VOTES)**

SUBJECT

This action is to rescind the March 20, 2007, Board action declaring 25th Street East Bridge over Southern Pacific Transportation Company Railroad within the City of Palmdale, to be part of the County System of Highways for the purpose of seismically retrofitting the bridge.

IT IS RECOMMENDED THAT YOUR BOARD:

Adopt the resolution declaring 25th Street East Bridge over Southern Pacific Transportation Company Railroad to be no longer part of the County System of Highways.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to rescind the March 20, 2007, Board action declaring 25th Street East Bridge over Southern Pacific Transportation Company (SPTC) Railroad to be part of the County System of Highways.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Fiscal Responsibility (Goal 4). The recommended action will reduce possible County exposure to financial liability.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

Your Board's approval of the attached resolution will result in no fiscal impact on the County of Los Angeles (County).

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Your Board previously adopted a resolution declaring 25th Street East over SPTC Railroad to be part of the County System of Highways for the purpose of retrofitting the bridge (Project). The City of Palmdale (City) was required by Section 1701 of the Streets and Highways Code of the State of California to adopt a resolution consenting to the request for jurisdiction. The City declined to adopt the resolution consenting to the request for jurisdiction because the County could not comply with the City's request to provide the City with expressed indemnification for the retrofit design and construction. However, since the bridge is owned by the SPTC Railroad, we have determined that we can proceed with the Project by executing a right-of-entry agreement with SPTC Railroad and obtaining an encroachment permit from the City to implement the traffic detour plan. As a result, the County no longer requires the 25th Street East Bridge over the SPTC Railroad to be part of the County highway system to carry out this Project. Your Board's adoption of the attached resolution will rescind the County's request for jurisdiction for 25th Street East over SPTC Railroad.

ENVIRONMENTAL DOCUMENTATION

In accordance with Section 15378(b)(5) of the California Environmental Quality Act Guidelines (CEQA), execution of the resolution rescinding a previous Board action will not cause a physical change in the environment and therefore does not constitute a project and is not subject to the requirements of CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Execution of the resolution is of general County interest and will have no impact on current services or projects.

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CONCLUSION

Please return one adopted copy of this letter and two certified copies of the resolution to the Department of Public Works, Programs Development Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dean D. Efsthathiou", written in a cursive style.

DEAN D. EFSTATHIOU
Acting Director of Public Works

DDE:SA:sc

Attachment

c: Chief Executive Office
County Counsel
Paul Novak
Norm Hickling

**RESOLUTION DECLARING 25TH STREET EAST BRIDGE OVER SOUTHERN
PACIFIC TRANSPORTATION COMPANY RAILROAD TO NO LONGER BE PART
OF THE COUNTY SYSTEM OF HIGHWAYS**

WHEREAS, by Resolution adopted on March 20, 2007, 25th Street East Bridge over Southern Pacific Transportation Company (SPTC) Railroad within the City of Palmdale, County of Los Angeles, State of California, was declared by the Board of Supervisors of said County to be a part of the System of Highways pursuant to the provisions of Sections 1700 to 1704, inclusive of the Streets and Highways Code of the State of California for the purpose of retrofitting the bridge; and

WHEREAS, said Board of Supervisors by said resolution requested the governing body of the City of Palmdale to consent to jurisdiction in order to allow the County to retrofit the 25th Street East Bridge over SPTC; and

WHEREAS, the City of Palmdale did not adopt a resolution of Consent to the County's request for jurisdiction as specified in Section 1701 of the aforementioned Code; and

WHEREAS, it is now necessary for the Board of Supervisors to formally rescind its request for jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Los Angeles, State of California, that the aforementioned action of the Board of Supervisors declaring 25th Street East Bridge over SPTC Railroad within the City of Palmdale to be a part of the County System of Highways is hereby rescinded.

The foregoing Resolution was adopted on the _____ day of _____, 2008,
by the Board of Supervisors of the County of Los Angeles and ex-officio of the governing
body of all other special assessments and taxing districts, agencies, and authorities for
which said Board so acts.

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____

APPROVED AS TO FORM

RAYMOND G. FORTNER, JR.
County Counsel

By Carole B. Suzuki
Deputy